

House Study Bill 562 - Introduced

SENATE/HOUSE FILE _____
BY (PROPOSED DEPARTMENT OF
PUBLIC SAFETY BILL)

A BILL FOR

1 An Act governing residential electrical installations, and
2 establishing a fee.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 103.1, Code Supplement 2009, is amended
2 by adding the following new subsection:

3 NEW SUBSECTION. 12A. "*Residential electrical contractor*"
4 means a person affiliated with an electrical contracting firm
5 or business who is, or who employs a person who is, licensed by
6 the board as a residential master electrician and who is also
7 registered with the state of Iowa as a contractor pursuant to
8 chapter 91C.

9 Sec. 2. Section 103.1, subsection 13, Code Supplement 2009,
10 is amended to read as follows:

11 13. "*Residential electrician*" means a person having the
12 necessary qualifications, training, experience, and technical
13 knowledge to perform a residential installation and to
14 supervise apprentice electricians.

15 Sec. 3. Section 103.1, subsection 15, Code Supplement 2009,
16 is amended to read as follows:

17 15. "*Residential master electrician*" means a person having
18 the necessary qualifications, training, experience, and
19 technical knowledge to properly plan, lay out, and supervise
20 the performance of a residential installation and who is
21 licensed by the board.

22 Sec. 4. Section 103.6, subsection 1, paragraph b,
23 subparagraph (2), Code 2009, is amended to read as follows:

24 (2) Is an electrical contractor or a residential electrical
25 contractor and fails or refuses to provide and keep in force a
26 public liability insurance policy and surety bond as required
27 by the board.

28 Sec. 5. Section 103.8, Code 2009, is amended to read as
29 follows:

30 **103.8 Activities where license required — exceptions.**

31 1. No person, except a person licensed as an electrical
32 contractor or a residential electrical contractor, shall engage
33 in the business of providing new electrical installations or
34 any other electrical services regulated under this chapter.

35 2. Except as provided in sections 103.13 and 103.14,

1 no person shall, for another, plan, lay out, or supervise
2 the installation of wiring, apparatus, or equipment for
3 electrical light, heat, power, and other purposes unless the
4 person is licensed by the board as an electrical contractor,
5 a residential electrical contractor, a class A master
6 electrician, or a class B master electrician, or a residential
7 master electrician.

8 Sec. 6. Section 103.11, Code 2009, is amended to read as
9 follows:

10 **103.11 Wiring or installing — supervising apprentices —**
11 **license required — qualifications.**

12 Except as provided in section 103.13, ~~a~~ a person shall
13 not, for another, wire for or install electrical wiring,
14 apparatus, or equipment, or supervise an apprentice electrician
15 or unclassified person, unless the person is licensed by the
16 board as an electrical contractor or residential electrical
17 contractor, a class A master electrician, ~~or a class B master~~
18 ~~electrician, or is licensed as a class A journeyman electrician~~
19 ~~or a class B journeyman electrician, or a residential master~~
20 electrician or a residential electrician, and is employed
21 by an electrical contractor or a residential electrical
22 contractor, or is working under the supervision of a class
23 A master electrician, ~~or a class B master electrician, or a~~
24 residential master electrician.

25 Sec. 7. Section 103.12A, Code Supplement 2009, is amended
26 to read as follows:

27 **103.12A Residential electrician and residential master**
28 **electrician license installations — licenses — qualifications.**

29 1. The board may by rule provide for the issuance of a
30 residential electrician license, ~~and may by rule provide for~~
31 ~~the issuance of a residential master electrician license, and a~~
32 residential electrical contractor license.

33 ~~a. A residential electrician license or residential~~
34 ~~master electrician license provided for in subsection 1, if~~
35 established by the board, shall be issued to applicants who

1 meet qualifications determined by the board, and shall be valid
2 for the performance of residential installations, subject to
3 limitations or restrictions established by the board.

4 *b.* A person who, on or after July 1, 2009, holds a special
5 electrician license authorizing residential electrical
6 installation, granted pursuant to section 103.13, shall be
7 eligible for conversion of that special license to either
8 a residential electrician license or a residential master
9 electrician license, if established by the board, in accordance
10 with requirements and procedures established by the board.

11 2. A person licensed by the board as a class A journeyman
12 electrician or a class B journeyman electrician, or as a class
13 A master electrician or a class B master electrician, shall not
14 be required to hold a residential electrician or residential
15 master electrician license to perform any type of residential
16 installation authorized for a person licensed pursuant to this
17 section.

18 3. A person licensed by the board as an electrical
19 contractor shall not be required to hold a residential
20 electrical contractor license to perform any type of
21 residential installation authorized for a person licensed
22 pursuant to this section.

23 ~~3.~~ 4. The board may reject an application for licensure
24 under this section from an applicant who would be subject
25 to suspension, revocation, or reprimand pursuant to section
26 103.35.

27 Sec. 8. Section 103.13, subsection 2, Code Supplement 2009,
28 is amended to read as follows:

29 2. Notwithstanding section 103.8, a person who holds a
30 special electrician license is not required to obtain an
31 electrical contractor license or a residential electrical
32 contractor license to engage in the business of providing new
33 electrical installations or any other electrical services if
34 such installations or services fall within the limited class of
35 special electrical work for which the person holds the special

1 electrician license.

2 Sec. 9. Section 103.15, subsection 1, Code Supplement 2009,
3 is amended to read as follows:

4 1. A person shall be licensed by the board and pay a
5 licensing fee to work as an apprentice electrician while
6 participating in an apprenticeship training program registered
7 by the bureau of apprenticeship and training of the United
8 States department of labor in accordance with the standards
9 established by that department. An apprenticeship shall
10 be limited to six years from the date of licensure, unless
11 extended by the board upon a finding that a hardship existed
12 which prevented completion of the apprenticeship program. Such
13 licensure shall entitle the licensee to act as an apprentice
14 to an electrical contractor, a class A master electrician, a
15 class B master electrician, a class A journeyman electrician,
16 ~~or~~ a class B journeyman electrician, a residential electrical
17 contractor, a residential master electrician, or a residential
18 electrician as provided in subsection 3.

19 Sec. 10. Section 103.19, subsection 1, paragraph a,
20 subparagraph (1), Code Supplement 2009, is amended to read as
21 follows:

22 (1) Electrical contractor or residential electrical
23 contractor, one hundred twenty-five dollars.

24 Sec. 11. Section 103.20, subsection 2, Code 2009, is amended
25 to read as follows:

26 2. Upon the death of an electrical contractor, a class
27 A master electrician, ~~or~~ a class B master electrician, a
28 residential electrical contractor, or a residential master
29 electrician, the board may permit a representative to carry on
30 the business of the decedent for a period not to exceed six
31 months for the purpose of completing work under contract to
32 comply with this chapter. Such representative shall furnish
33 all public liability and property damage insurance required by
34 the board.

1 Sec. 12. Section 103.33, subsection 3, Code Supplement

2 2009, is amended to read as follows:

3 3. Upon receipt of notice of appeal from a condemnation
4 or disconnection order because the electrical installation is
5 not in compliance with accepted standards of construction for
6 safety to health and property, except as provided in subsection
7 2, the order appealed from shall be stayed until final decision
8 of the board and the board shall notify the property owner and
9 the electrical contractor, class A master electrician, class B
10 master electrician, fire alarm installer, special electrician,
11 ~~or if established by the board the~~ residential electrical
12 contractor, or residential master electrician, making the
13 installation. The power supplier shall also be notified in
14 those instances in which the order has been served on such
15 supplier.

16 Sec. 13. Section 103.39, subsection 1, paragraph b, Code
17 2009, is amended to read as follows:

18 b. Uses or employs the words "*electrical contractor*",
19 "*class A master electrician*", "*class B master electrician*",
20 "*class A journeyman electrician*", ~~or~~ "*class B journeyman*
21 *electrician*", "*residential electrical contractor*", "*residential*
22 *master electrician*", or "*residential electrician*", or implies
23 authorization to provide or offer those services, or otherwise
24 uses or advertises any title, word, figure, sign, card,
25 advertisement, or other symbol or description tending to convey
26 the impression that the person is an "*electrical contractor*",
27 "*class A master electrician*", "*class B master electrician*",
28 "*class A journeyman electrician*", ~~or~~ "*class B journeyman*
29 *electrician*", "*residential electrical contractor*", "*residential*
30 *master electrician*", or "*residential electrician*".

31 EXPLANATION

32 This bill adds a new licensure classification and modifies
33 requirements applicable to existing classifications with regard
34 to residential electrical installations authorized in Code
35 chapter 103.

1 The bill establishes the new licensure classification of

2 residential electrical contractor, defined to mean a person
3 affiliated with an electrical contracting firm or business who
4 is, or who employs a person who is, licensed by the board as
5 a residential master electrician and who is also registered
6 with the state of Iowa as a contractor pursuant to Code
7 chapter 91C. The bill modifies the definition of a residential
8 electrician to authorize the supervision of apprentice
9 electricians; and clarifies with respect to the definitions of
10 both this definition and the definition of a residential master
11 electrician that such persons are licensed by the board, in
12 order to be consistent with the other licensure classification
13 definitions established in the Code chapter.

14 The bill makes changes to existing residential installation
15 provisions and other provisions in the Code chapter
16 consistent with the new licensure classification, and
17 adds each residential licensure classification to the
18 list of classifications authorized to supervise apprentice
19 electricians.

20 The bill prescribes a fee for the issuance and renewal of
21 a residential electrical contractor license. The bill also
22 applies the residential electrical installation licensure
23 classifications, as appropriate, to provisions regarding
24 continuation of business upon death, notification of appeal
25 from a condemnation or disconnection order, and applicable
26 civil penalties.